

**BUSINESS REPORT**

**MONTANA SENATE  
61st LEGISLATURE - REGULAR SESSION**

**SENATE JUDICIARY COMMITTEE**

**Date:** Wednesday, January 28, 2009  
**Place:** Capitol

**Time:** 10:00 am  
**Room:** 303

**BILLS and RESOLUTIONS HEARD:**

No bills heard in committee.

**EXECUTIVE ACTION TAKEN:**

SB 92-Do Pass, SB 189-Do Pass As Amended, SB 256-Do Pass, SB 223-  
Tabled.

**COMMENTS:**

SB 249-Do Pass As Amended, Motion Withdrawn. Committee Bill:  
Increase monetary amount for Felony Theft.

  
SEN. Gary L. Perry, Chairman

**MONTANA STATE SENATE**  
**Roll Call**  
**JUDICIARY COMMITTEE**

DATE: 1/28/09

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
SENATOR GARY PERRY, CHAIRMAN	/	
SENATOR JIM SHOCKLEY, VICE CHAIRMAN	/	
SENATOR AUBYN CURTISS	/	
SENATOR JOHN ESP	/	
SENATOR GREG HINKLE	/	
SENATOR LARRY JENT	/	
SENATOR CAROL JUNEAU	/	
SENATOR CLIFF LARSEN	/	
SENATOR JESSE LASLOVICH	/	
SENATOR DANIEL MCGEE	/	
SENATOR LYNDA MOSS	/	
SENATOR TERRY MURPHY	/	



## SENATE STANDING COMMITTEE REPORT

January 28, 2009

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Mr. President:

We, your committee on **Judiciary** recommend that **Senate Bill 92** (first reading copy -- white) do pass.

Signed: \_\_\_\_\_

*Senator Gary L. Perry, Chair*

- END -

**Committee Vote:**

**Yes 10, No 2**

Fiscal Note Required ☐


SB0092001SC.sdr

*RP*

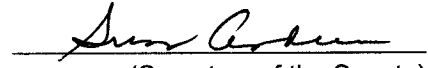
## COMMITTEE FILE COPY

### TABLED BILL

The **SENATE JUDICIARY COMMITTEE** TABLED **SB 223**, by motion, on **Wednesday, January 28, 2009**.



(For the Committee)



(Secretary of the Senate)

1:45, 1/28  
(Time) (Date)

January 28, 2009

Pamela E. Schindler, Secretary

Phone: 444-4891

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## SENATE STANDING COMMITTEE REPORT

January 28, 2009

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Mr. President:

We, your committee on **Judiciary** recommend that **Senate Bill 256** (first reading copy -- white) **do pass.**

Signed: \_\_\_\_\_

*Senator Gary L. Perry, Chair*

- END -

**Committee Vote:**

**Yes 12, No 0**

Fiscal Note Required ☐

SB0256001SC.sdr

*DR*



## SENATE STANDING COMMITTEE REPORT

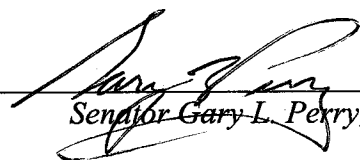
January 28, 2009

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Mr. President:

We, your committee on **Judiciary** recommend that **Senate Bill 189** (first reading copy -- white) do pass as amended.

Signed:

  
Senator Gary L. Perry, Chair

And, that such amendments read:

1. Page 1, line 18.

Following: "exceed"

Insert: "two times"

2. Page 1, line 19.

Following: "current biennium"

Strike: "and" through "biennium"

3. Page 1, line 22.

Strike: "on a pro rata basis"

4. Page 2, line 3.

Following: "exceed"

Insert: "two times"

5. Page 2, line 4.

Strike: "and the projected budget for the succeeding biennium"

6. Page 2, line 7.

Strike: "on a pro rata basis"

- END -

Committee Vote:

Yes 10, No 2

Fiscal Note Required ☐

SB0189001SC.sdr

DR

**MONTANA STATE SENATE**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 1/28/09 BILL NO SB223 MOTION NO. 2  
MOTION: \_\_\_\_\_

*amendment*

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR JESSE LASLOVICH	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR AUBYN CURTISS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
SENATOR LARRY JENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR TERRY MURPHY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR LYNDA MOSS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR JOHN ESP	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
SENATOR CLIFF LARSEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR CAROL JUNEAU	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR GREG HINKLE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
SENATOR JIM SHOCKLEY, VICE CHAIR	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
SENATOR GARY PERRY, CHAIRMAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	

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**MONTANA STATE SENATE**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 1/28/09 BILL NO SB223 MOTION NO. 3  
MOTION: \_\_\_\_\_

*Do Pass & Amend*

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE		/	
SENATOR JESSE LASLOVICH	/		
SENATOR AUBYN CURTISS		/	
SENATOR LARRY JENT	/		
SENATOR TERRY MURPHY		/	
SENATOR LYNDA MOSS	/		
SENATOR JOHN ESP		/	/
SENATOR CLIFF LARSEN	/		
SENATOR CAROL JUNEAU	/		
SENATOR GREG HINKLE		/	
SENATOR JIM SHOCKLEY, VICE CHAIR		/	
SENATOR GARY PERRY, CHAIRMAN		/	

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**MONTANA STATE SENATE**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 1/18/09 BILL NO SB 249 MOTION NO. 4  
MOTION: \_\_\_\_\_

Sec 5, 6, 7, 8, 10 (Esp.)

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	/		
SENATOR JESSE LASLOVICH	/		
SENATOR AUBYN CURTISS		/	
SENATOR LARRY JENT		/	
SENATOR TERRY MURPHY	/		
SENATOR LYNDA MOSS	/		
SENATOR JOHN ESP	/		
SENATOR CLIFF LARSEN		/	
SENATOR CAROL JUNEAU		/	
SENATOR GREG HINKLE	/		
SENATOR JIM SHOCKLEY, VICE CHAIR	/		
SENATOR GARY PERRY, CHAIRMAN	/		

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**MONTANA STATE SENATE**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 1/23/09 BILL NO SB189 MOTION NO. 4  
MOTION: \_\_\_\_\_

*amend (Jent)*

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE		<u>  /  </u>	
SENATOR JESSE LASLOVICH	<u>  /  </u>		
SENATOR AUBYN CURTISS		<u>  /  </u>	
SENATOR LARRY JENT	<u>  /  </u>		
SENATOR TERRY MURPHY		<u>  /  </u>	
SENATOR LYNDIA MOSS	<u>  /  </u>		
SENATOR JOHN ESP		<u>  /  </u>	
SENATOR CLIFF LARSEN	<u>  /  </u>		
SENATOR CAROL JUNEAU	<u>  /  </u>		<u>  /  </u>
SENATOR GREG HINKLE		<u>  /  </u>	
SENATOR JIM SHOCKLEY, VICE CHAIR		<u>  /  </u>	
SENATOR GARY PERRY, CHAIRMAN		<u>  /  </u>	

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**MONTANA STATE SENATE**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 1/23/09 BILL NO SB189 MOTION NO. 5

MOTION: Do Pass As Amended

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	/		
SENATOR JESSE LASLOVICH	/		
SENATOR AUBYN CURTISS	/		
SENATOR LARRY JENT	/		
SENATOR TERRY MURPHY	/		
SENATOR LYNDA MOSS	/	/	
SENATOR JOHN ESP	/		
SENATOR CLIFF LARSEN	/		
SENATOR CAROL JUNEAU		/	/
SENATOR GREG HINKLE	/		
SENATOR JIM SHOCKLEY, VICE CHAIR	/		
SENATOR GARY PERRY, CHAIRMAN	/		

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**AUTHORIZED  
SENATE COMMITTEE PROXY**

I request to be excused from Judiciary Committee  
because of other commitments. I desire to leave my proxy vote with:

---

Indicate Bill number and your vote Aye or No. If there are amendments,  
list them by name and number under the bill and indicate a separate vote  
for each amendment.

BILL/AMENDMENT

AYE NO

BILL/AMENDMENT

AYE NO

1/23/09 SB223 Do Pol (Amend)		X


Sen. \_\_\_\_\_

(Signature)

Date 1-5-09

# AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from Judiciary Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

BILL/AMENDMENT

AYE NO

1/13/09	SB 140 Do Pass	✓	
	SB 35 amend	✓	
	SB 35 Do Pass Amend	✓	
	SB 1 TABCE	✓	
	SB 103 Do Pass	✓	
1/14/09	SB 108 amend	✓	
	SB 108 Do Pass	✓	
	SB 159 amend	✓	
	SB 159 Do Pass Amend		✓
	SB 15-9 Rev: Table	✓	

1/19/09	SB 171 Do Pass Amend		✓
1/21/09	SB 197 amend	✓	
	SB 197 Do Pass Amend	✓	
1/23/09	SB 249 amend	✓	
	<del>SB 256 Do Pass</del>		
	SB 256 Do Pass	✓	
	SB 189 Amend	✓	
	SB 189 Amendment	✓	
	SB 189 Do Pass Amend		✓
	Committee Bill Amend		
	\$ 1500 felony theft		
	amendment upwaul		

Sen. \_\_\_\_\_

Carl Jones  
(Signature)

Date \_\_\_\_\_

1/5/09